IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 29TH OCTOBER 2007 / 7TH KARTHIKA 1929

WP(C).No. 32048 of 2007(M)

PETITIONER:

M/S.MATHA WOOD INDUSTRIES,
MULLASSERY, THRISSUR DISTRICT,
REPRESENTED BY ITS PARTNER, BENNY THOMSON.

BY ADV. SRI.BOBBY JOHN
SRI.P.N.DAMODARAN NAMBOODIRI

RESPONDENTS:

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1. THE INTELLIGENCE OFFICER
(INVESTIGATION BRANCH), COMMERCIAL TAXES,
KOLLAM.

2. DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, KOLLAM.

3. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, IRINJALAKUDA.

BY GOVT. PLEADER SRI. K.P.PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

W.P.(C). NO. 32048 OF 2007

Dated this the 29th day of October, 2007

J U D G M E N T

Ext.P1 is an order imposing penalty on the petitioner, which is the subject matter of Ext.P2 revision pending before the 2nd respondent. Complaint of the petitioner is that during pendency of Ext.P2 revision and Ext.P3 stay petition, revenue recovery proceedings have been initiated against the petitioner as per Ext.P4. In view of the pendency of Ext.P2 revision petition, I am inclined to dispose of this writ petition.

Accordingly, I dispose of this writ petition with a direction to the 2nd respondent to consider and pass orders on Ext.P2 revision petition filed by the petitioner, as expeditiously as possible, at any rate, within eight weeks from the date of receipt of a copy of this judgment. In the meantime, further proceedings pursuant to Ext.P3 will be kept in abeyance on condition that the petitioner remits an amount of Rs.75,000/- within two weeks from the date of receipt of a copy of this judgment.

Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

ANTONY DOMINIC, JUDGE

vps